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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

KW-17PCT

Applicant(s) : Stefan Schiele

Serial No. : 10/550,166

Int. Filed : March 22, 2004

For : COATING DEVICE FOR WATER-BASED LACQUER

THAT IS DRIED BY NEAR-INFRARED LIGHT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

Sir:

In response to the Notification of Missing Requirements dated May 8, 2006 applicant submits herewith duly executed declaration.

It is respectfully submitted that the current translation of the application into English is <u>not</u> defective. The application was filed with an English translation of the original International Application with 6 claims <u>and</u> an English translation of the amended during the International Phase version with 5 claims.

Also submitted is the English translation of the International Preliminary Examination Report.

The amount of \$ 65.00 is being charged as per attached form PTO-2038.

Should any additional fee be required, the Commissioner is authorized to charge such fee, or credit any overpayment, to Deposit Account No. 11-1835.

As required, a copy of the Notification of Missing Requirements is attached.

Since all the missing requirements have now been supplied, it is submitted that the application is now complete and in form for examination. Accordingly, such examination and prompt allowance are earnestly solicited.

05/30/2006 3FREY1 00000136 10550166

01 FD:2317

**6**3.00 IP

Respectfully submitted,

Friedrich Kueffner Reg. No. 29,482

FK:ml June 21, 2006 317 Madison Avenue New York, NY 10017 (212) 986-3114

## Encls:

Copy of Notification of Missing Requirements; Executed Declaration; English translation of the International Preliminary Examination Report; PTO-2038 (\$ 65.00).

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on <u>June 21, 2006</u>.

June 21, 2006 Friedrich Kueffner

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### United States Patent and Trademark Office

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandra, Virgina 22313-1450 www.uspio.gov

U.S. APPLICATION NUMBER NO.

FIRST NAMED APPLICANT

ATTY. DOCKET NO.

10/550,166

Stefan Schiele

KW-17PCT

PCT/EP04/02971

INTERNATIONAL APPLICATION NO.

40570

I.A. FILING DATE PRIORITY DATE

03/22/2004

03/21/2003

FRIEDRICH KUEFFNER 317 MADISON AVENUE, SUITE 910 NEW YORK, NY 10017

ERIFORICH MIEFFNER, P.C.

**CONFIRMATION NO. 5363** 371 FORMALITIES LETTER \*OC000000018707471\*

Date Mailed: 05/08/2006

# NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 09/20/2005
- English Translation of the IA filed on 09/20/2005
- Copy of the International Search Report filed on 09/20/2005
- Copy of IPE Report filed on 09/20/2005
- Copy of Annexes to the IPER filed on 09/20/2005
- English Translation of Annexes to the IPE filed on 09/20/2005
- Preliminary Amendments filed on 09/20/2005
- Oath or Declaration filed on 09/20/2005
- Request for Immediate Examination filed on 09/20/2005
- U.S. Basic National Fees filed on 09/20/2005
- Priority Documents filed on 09/20/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items MUST be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Translation of the application into English. The current translation of the application into English is defective as described below. Note a processing fee will be required if submitted later than 30 months from the priority date.
  - The number of claims in the International Application and the number of claims in the translation are not the same.
- Processing fee of \$130 for providing the translation of the application and/or the Annexes later than 30

months from the priority date (37 CFR 1.492(i)).

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath
  or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27,
  must be submitted with the missing items identified in this letter.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is \$195 for a Small Entity:

- \$65 Surcharge.
- \$130 for English translation surcharge required.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice **MUST** be returned with the response.

## KAREN M WILLIAMS

Telephone: (703) 308-9140 EXT 213

## PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/550,166	PCT/EP04/02971	KW-17PCT

FORM PCT/DO/EO/905 (371 Formalities Notice)